

Second, Agent Sculimbrene has no independent recollection of the interview or preparing the insert, much less the specifics of the interview. A lack of independent recollection, quite obviously, reduces the probative value of the recorded information.

Third, Agent Sculimbrene made subsequent statements that suggest that Mr. Livingstone, not Mr. Nussbaum, told him about a relationship between Mrs. Clinton and Mrs. Livingstone. Agent Sculimbrene informed the OIC that he was "pretty sure" that Mr. Livingstone told him of such a relationship. Agent Sculimbrene also admitted that he may have just assumed that Mrs. Clinton had a role in Mr. Livingstone's hiring.

Fourth, Mr. Nussbaum has consistently and repeatedly denied that he told Agent Sculimbrene or anyone else that Mrs. Clinton and Mrs. Livingstone were friends and that Mrs. Clinton was involved in the hiring of Mr. Livingstone. Furthermore, Mr. Nussbaum had no specific recollection of meeting or speaking with Agent Sculimbrene, much less discussing Mr. Livingstone with him.